

SEWER EASEMENT

FOR AND IN CONSIDERATION of the sum of One Dollar (\$1.00), in hand paid and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Patricia Ann Humphreys, as Trustee for the Patricia Ann Humphreys Living Trust, hereinafter referred to as "Grantor", does hereby grant, bargain, sell and convey unto the City of Olive Branch, its successors and assigns, hereinafter referred to as "Grantee", the right, privilege and easement at any time and from time to time to construct, maintain, inspect, operate, protect, repair, replace, change the size of, or remove a pipeline, pipelines and other appurtenances for operation of the City Sewage System, within the confines of an area described in Exhibit 1, which is attached hereto and made a part hereof as if fully copied herein, together with reasonable access thereto.

TO HAVE AND TO HOLD said easement and reasonable access thereto unto said Grantee, its successors and assigns temporarily, where noted, and permanently, where noted in Exhibit 1.

It is agreed that the pipeline or pipelines to be laid under this grant shall be constructed at sufficient depth below the surface of the ground to permit normal cultivation, and Grantor shall have the right to fully use and enjoy the above described premises, subject to the rights herein granted.

As additional consideration it is agreed that Grantor shall be entitled to receive a waiver of one sewer tap on the property over which this Easement is granted.

Grantee shall have the right to clear and keep clear all trees, undergrowth and other obstructions from the herein granted easement, and Grantor agrees not to build, construct or create, nor permit others to build, construct or create any buildings or other structures on the herein granted easement that will interfere with the normal operation and maintenance of the said line or lines.

Grantor hereby expressly agrees that in the event the route of the pipeline to be constructed hereunder should cross any roads, railroads, creeks, rivers or other waterways located on the above described land or other places requiring extra working space, Grantee shall have the right and temporary access to additional working space which may be necessary for construction.

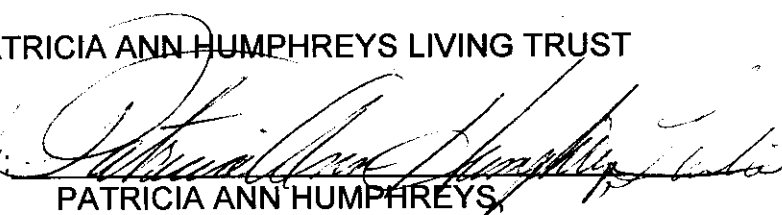
Grantor represents that the above described land is not rented at the present time.

The terms and conditions hereof shall be binding upon and inure to the benefit of the heirs, executors, administrators, devisees, successors, trustees or assigns of the parties hereto, and the rights herein granted may be assigned in whole or in part.

IN WITNESS WHEREOF the said Grantor has hereunto set its hand and seal, this 6th day of October, 2001.

PATRICIA ANN HUMPHREYS LIVING TRUST

BY:


PATRICIA ANN HUMPHREYS,
Trustee

Witnessed By:

A. S. Davis

STATE MS. - DESOTO CO.
FILED

JUN 5 11 38 AM '02

APPROVED AND ACCEPTED by the
City of Olive Branch

By: Samuel P. Rikard
SAMUEL P. RIKARD, MAYOR

ATTEST:

Judy C. Herrington
JUDY C. HERRINGTON, CITY CLERK

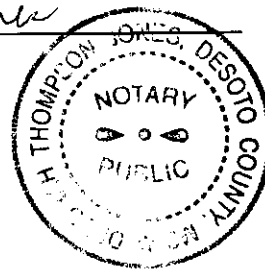
STATE OF MISSISSIPPI
COUNTY OF DESOTO

Personally appeared before me, the undersigned authority in and for the said county and state, on this 8th day of October, 2000, within my jurisdiction, A. G. Davis, one of the subscribing witnesses to the above and foregoing instrument, who, being first duly sworn, states that he saw the within named Patricia Ann Humphreys, whose name is subscribed thereto, sign and deliver the same as Trustee under the Patricia Ann Humphreys Living Trust, after first having been duly authorized so to do, to the City of Olive Branch and acknowledge that he in said capacity executed the above and foregoing instrument, after first having been authorized so to do; and that the affiant subscribed h is name as witness thereto in the presence of same.

A. G. Davis
Witness

Debra A. Thompson Jones
NOTARY PUBLIC

MISSISSIPPI STATE NOTARY PUBLIC
MY COMMISSION EXPIRES MARCH 21, 2003
BONDED THRU STEGALL NOTARY SERVICE



STATE OF MISSISSIPPI
COUNTY OF DESOTO

Personally appeared before me, the undersigned authority in and for the said county and state on this 15th day of May, 2002, within my jurisdiction, the within named Samuel P. Rikard and Judy C. Herrington, who acknowledged that they are the Mayor and City Clerk, respectively, of the City of Olive Branch, and that in said representative capacity they executed the above and foregoing instrument, after first having been duly authorized so to do.

Debra A. Thompson Jones
NOTARY PUBLIC

My Commission Expires:
My Commission Expires May 20, 2003

PREPARED BY AND RETURN TO: Gary P. Snyder, Watkins Ludlam Winter & Stennis, P.A.,
P.O. Box 1456, Olive Branch, MS 38654, 662-895-2996.

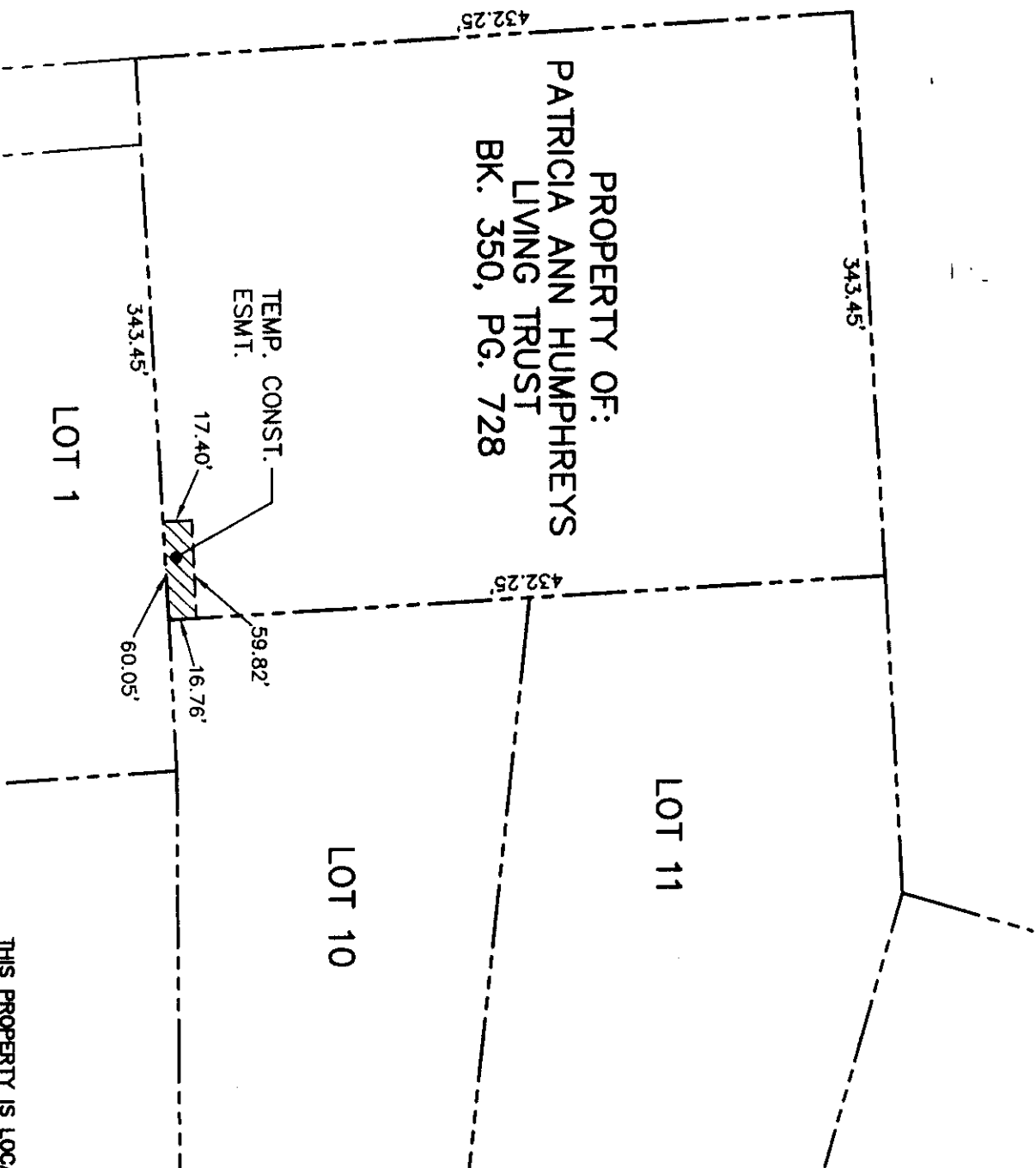
**PATRICIA ANN HUMPHREYS
LIVING TRUST
DEED BOOK 350, PAGE 728**

EXHIBIT 1

Being a portion of the Patricia Ann Humphreys Living Trust property as recorded in Book 350, Page 728 in the Desoto County Chancery Office and lying in the Northwest Quarter of Section 24, Township 1 South, Range 7 West in the City of Olive Branch, Desoto County, Mississippi, and being more particularly described as follows:

TEMPORARY CONSTRUCTION EASEMENT

Beginning at a point, said point being the southeast corner of subject property; thence in a westerly direction along the south line of subject property a distance of approximately 60.05 feet to a point; thence leaving said south line in a northerly direction a distance of approximately 17.40 feet to a point; thence in an easterly direction a distance of approximately 59.82 feet to a point on the east line of subject property; thence in a southerly direction along said east line a distance of approximately 16.76 feet to the point of beginning and containing 1,024 square feet more or less.



PROPERTY OF:
PATRICIA ANN HUMPHREYS
LIVING TRUST
BK. 350, PG. 728

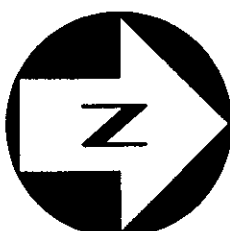
LOT 11

LOT 10

LOT 1

TEMP. CONST.
ESMT.

SCALE: 1" = 100'



EASEMENT REQUIRED:

UNENCUMBERED: ENCUMBERED:
PERM: 0.0 S.F. PERM: 0.0 S.F.
TEMP: 1,024 S.F. TEMP: 0.0 S.F.

EXHIBIT NO. 1
SHEET 1 OF 1

THE CITY OF OLIVE BRANCH, MISSISSIPPI
DESOTO COUNTY

QUAIL HOLLOW SEWER IMPROVEMENT

PERMANENT UTILITY EASEMENT

PREPARED BY: F&A BK. 350, PG. 728 TRACT: HUMPHREYS

DRAFTSMAN: B.S. DATE: NOV., 2000

THIS PROPERTY IS LOCATED IN SECTION 24
TOWNSHIP 1 SOUTH, RANGE 7 WEST
DESOTO COUNTY, MISSISSIPPI

NO.	DESCRIPTION	DATE	BY

BK0350PG0728

DON W. HUMPHREYS, ET UX,
GRANTORS

TO

QUITCLAIM DEED

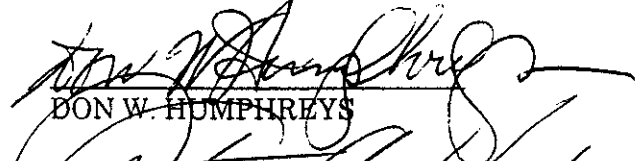
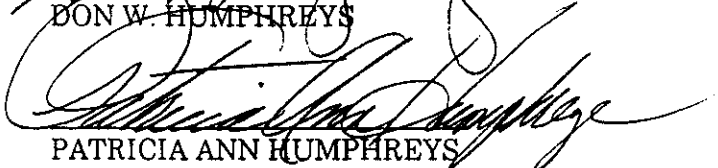
PATRICIA ANN HUMPHREYS, TRUSTEE
PATRICIA ANN HUMPHREYS LIVING TRUST.
GRANTEE

FOR AND IN CONSIDERATION of the sum of Ten Dollars (\$10.00), cash in hand paid, and other good and valuable legal consideration, receipt and sufficiency of which is hereby acknowledged, WE, DON W. HUMPHREYS and Wife, PATRICIA ANN HUMPHREYS, do hereby sell, convey and quitclaim unto PATRICIA ANN HUMPHREYS, TRUSTEE, PATRICIA ANN HUMPHREYS LIVING TRUST dated March 24, 1993, the land lying and being situated in DeSoto County, Mississippi, more particularly described as follows, to-wit:

See description of a 3.4 acre lot attached hereto as Exhibit "A"

Taxes for the year 1999, when due in January, 2000, will be paid by the Grantee.

WITNESS our signatures this the 13th day of April, 1999.


DON W. HUMPHREYS

PATRICIA ANN HUMPHREYS

STATE MS.-DE SOTO CO.
FILED

APR 16 3 08 PM '99

BK 350 PG 728
W.F. DAVIS CH. CLK.

BK0350PG0729

STATE OF MISSISSIPPI
COUNTY OF DESOTO

This day personally appeared before me, the undersigned authority in and for said County and State, the within named DON W. HUMPHREYS and PATRICIA ANN HUMPHREYS who acknowledged signing and delivering the above and foregoing Quitclaim Deed on the day and date therein mentioned as a free and voluntary act and deed and for the purposes therein expressed.

GIVEN under my hand and official seal of office this the 13th day of April, 1999.

Deborah M. Buchanan
Notary Public

My Commission Expires:
My Commission Expires February 21, 2003

GRANTORS' ADDRESS: 8685 Setter Lane, Olive Branch, MS 38654
Home No. 601-895-7681 Work No. N/A

GRANTEE'S ADDRESS: Same as above
Home No. 601-895-7681 Work No. N/A

Prepared by:
Walker, Brown & Brown, P. A.
P. O. Box 276
Hernando, MS 38632
(601) 429-5277
(901) 521-9292

br humphreys quitclaim